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8 Attorneys for THOMAS McKINLEY

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 vs.

15 THOMAS McKINLEY,

16 Defendant.

CASE NO. C-08-0148 JL

**STIPULATION AND PROPOSED
ORDER CONTINUING CHANGE-OF-
PLEA HEARING**

17
18 WHEREAS defendant Thomas McKinley made his initial appearance before this Court on
19 April 28, 2008 and was arraigned on a misdemeanor information charging him with driving under
20 the influence of alcohol and with a blood alcohol content above the legal limit;

21 WHEREAS the matter is presently set for change of plea on July 10, 2008;

22 WHEREAS defense counsel is unavailable on July 10, 2008;

23 WHEREAS the charges in the information are Class B misdemeanors, such that the
24 Speedy Trial Act does not apply;

25 WHEREAS the defendant is presently enrolled in a DMV-approved DUI program;

26 WHEREAS government counsel does not oppose a short continuance;

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28 ///

1 The undersigned counsel hereby CONSENT, STIPULATE and AGREE that the change-
2 of-plea hearing presently scheduled for July 10, 2008 shall be continued to July 24, 2008 at 11:00
3 a.m.

4 IT IS SO STIPULATED.

5
6 Dated: July 7, 2008

QUINN EMANUEL URQUHART OLIVER &
HEDGES, LLP

7
8 By /S/

9 Josh A. Cohen
10 Attorneys for Thomas McKinley

11
12 DATED: July 7, 2008

JOSEPH RUSSIONELLO
UNITED STATES ATTORNEY

13
14 By /S/

15 Wendy Thomas
16 Assistant United States Attorney

17 Pursuant to stipulation, it is so ORDERED.

